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Attorneys for Defendant
CARRIER CORPORATION

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

EMRAH SUMER, INDIVIDUALLY
AND ON BEHALF OF ALL OTHERS
SIMILARLY SITUATED;

Plaintiff,

v.

CARRIER CORPORATION,

Defendant.

Case No. 3:14-CV-04271-VC

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXTEND BRIEFING
SCHEDULE FOR AND FILING OF
DEFENDANT'S MOTION TO
DISMISS PLAINTIFF'S FIRST
AMENDED COMPLAINT**

Complaint Filed: September 23, 2014
Trial Date: None set

**STIPULATION TO EXTEND BRIEFING SCHEDULE FOR DEFENDANT'S MOTION TO DISMISS
PLAINTIFF'S FIRST AMENDED COMPLAINT**

CASE NO. 3:14-CV-04271-VC

1 Plaintiff Emrah Sumer ("Plaintiff") and Defendant Carrier Corporation
 2 ("Defendant"), by and through their respective undersigned attorneys, stipulate to extend
 3 the briefing schedule for, and the filing of, Defendant's motion to dismiss Plaintiff's First
 4 Amended Complaint.

5 **WHEREAS**, as its response to Plaintiff's First Amended Complaint, Defendant
 6 intends to file a motion to dismiss pursuant to Rule 12(b)(6);

7 **WHEREAS**, the issues raised in Defendant's motion are sufficiently complex that
 8 Plaintiff will require more than the fourteen days allowed by Local Rule 7-3 to prepare an
 9 opposition;

10 **WHEREAS**, the preparation of Plaintiff's opposition will also be affected by the
 11 upcoming Hanukkah, Christmas and New Year's holidays;

12 **WHEREAS**, in light of the upcoming Thanksgiving holiday weekend, Defendant
 13 would like additional time to prepare its motion; and

14 **WHEREAS**, the parties agree that the just and efficient conduct of this action
 15 would be promoted by extending the briefing schedule set forth below;

16 **IT IS HEREBY STIPULATED** by and between Plaintiff and Defendant, by
 17 through their respective counsel of record, that subject to Court approval:

18 1. Defendant shall file and serve its motion to dismiss on or before Thursday
 19 December 11, 2014;

20 2. Plaintiff shall file and serve any opposition to Defendant's motion on or
 21 before Thursday January 15, 2015;

22 3. Defendant shall file and serve any reply to Plaintiff's opposition on or before
 23 Thursday January 29, 2015; and

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